

UNITED STATES BANKRUPTCY COURT District of Nebraska		VOLUNTARY PETITION
Name of Debtor (if individual, enter Last, First, Middle): <b>Rossitto, Nicole F.</b>		Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): <b>Weaver, Nicole F. and Weaver-Rossitto, Nicole F.</b>		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): <b>***-**-0044</b>		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all):
Street Address of Debtor (No. and Street, City, and State): <b>6241 North 155th Avenue Omaha, Nebraska 68116</b>		Street Address of Joint Debtor (No. and Street, City, and State):
ZIP CODE		ZIP CODE
County of Residence or of the Principal Place of Business: <b>Douglas</b>		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <b>NONE</b>		Mailing Address of Joint Debtor (if different from street address):
ZIP CODE		ZIP CODE
Location of Principal Assets of Business Debtor (if different from street address above): <b>NONE</b>		
<b>Type of Debtor</b> (Form of Organization) (Check one box.)  <input checked="" type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<b>Nature of Business</b> (Check one box.)  <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other  <b>Tax-Exempt Entity</b> (Check box, if applicable.)  <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	<b>Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.)</b>  <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 15 Petition for <input type="checkbox"/> Chapter 9      Recognition of a Foreign <input type="checkbox"/> Chapter 11      Main Proceeding <input checked="" type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 15 Petition for <input type="checkbox"/> Chapter 13      Recognition of a Foreign Nonmain Proceeding  <b>Nature of Debts</b> (Check one box.)  <input checked="" type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or house- hold purpose." <input type="checkbox"/> Debts are primarily business debts.
<b>Filing Fee (Check one box.)</b>  <input checked="" type="checkbox"/> Full Filing Fee attached.  <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A.  <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		<b>Chapter 11 Debtors</b>  <b>Check one box:</b> <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D).  <b>Check if:</b> <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (amount subject to adjustment on 4/01/13 and every three years thereafter).  <b>Check all applicable boxes:</b> <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
<b>Statistical/Administrative Information</b>  <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY
<b>Estimated Number of Creditors</b> <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000		
<b>Estimated Assets</b> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		
<b>Estimated Liabilities</b> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input checked="" type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion		

<b>Voluntary Petition</b> <i>(This page must be completed and filed in every case.)</i>		Name of Debtor(s): <b>Nicole F. Rossitto</b>	
<b>All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)</b>			
Location Where Filed: <b>NONE</b>	Case Number:	Date Filed:	
Location Where Filed: <b>NONE</b>	Case Number:	Date Filed:	
<b>Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet.)</b>			
Name of Debtor: <b>NONE</b>	Case Number:	Date Filed:	
District: <b>District of Nebraska</b>	Relationship:	Judge:	
<b>Exhibit A</b>  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  <input type="checkbox"/> Exhibit A is attached and made a part of this petition.		<b>Exhibit B</b>  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).  <input checked="" type="checkbox"/> <b>/s/ Albert P. Burnes</b> <b>06/15/2010</b> Signature of Attorney for Debtor(s)      (Date)	
<b>Exhibit C</b>			
Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety?			
<input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition.			
<input checked="" type="checkbox"/> No.			
<b>Exhibit D</b>			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.)			
<input checked="" type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition.			
If this is a joint petition:			
<input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
<b>Information Regarding the Debtor - Venue</b> (Check any applicable box.)			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.			
<input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District.			
<input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
<b>Certification by a Debtor Who Resides as a Tenant of Residential Property</b> (Check all applicable boxes.)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)			
_____ (Name of landlord that obtained judgment)			
_____ (Address of landlord)			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and			
<input type="checkbox"/> Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.			
<input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

**Voluntary Petition**

(This page must be completed and filed in every case.)

Name of Debtor(s):

Nicole F. Rossitto

**Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Nicole F. Rossitto

Signature of Debtor

X

Signature of Joint Debtor

Telephone Number (if not represented by attorney)

06/15/2010

Date

**Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

Date

**Signature of Attorney\***X /s/ Albert P. Burnes, #18537

Signature of Attorney for Debtor(s)

Albert P. Burnes

Printed Name of Attorney for Debtor(s)

Burnes Law Office

Firm Name

11920 Burt Street, #155Omaha, Nebraska 68154-1598

Address

(402) 344-0880

Telephone Number

06/15/2010

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

**Signature of Debtor (Corporation/Partnership)**

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

**Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEBRASKA

IN RE:

CHAPTER 13 PROCEEDING

NICOLE F. ROSSITTO,

CASE NO. BK10-8

Debtor.

**INDIVIDUAL DEBTOR'S STATEMENT OF  
COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT  
(EXHIBIT D)**

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D.

1. X Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attached hereto as Exhibit "A" and incorporated herein by reference is a copy of the Certificate of Counseling Date: April 29, 2010

Certificate No: 02114-NE-CC-010792084

**I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING  
CERTIFICATION IN SUPPORT OF CREDIT COUNSELING REQUIREMENTS IS  
TRUE AND CORRECT.**

DATED: \*

15 June 2010

\* S/: Nicole F. Rossitto  
Nicole F. Rossitto, Debtor

Pnrppcc0610

Certificate Number: 02114-NE-CC-010792084

## **CERTIFICATE OF COUNSELING**

I CERTIFY that on 04/29/10, at 10:34 o'clock AM EST, NICOLE F RISSOTTO received from Consumer Credit Counseling Service of Greater Atlanta, Inc., an agency approved pursuant to 11 U.S.C. § 111 to provide credit counseling in the District of Nebraska, an individual [or group] briefing (including a briefing conducted by telephone or on the Internet) that complied with the provisions of 11 U.S.C. §§ 109(h) and 111. A debt repayment Plan was not prepared. If a debt repayment plan was prepared, a copy of the debt repayment plan is attached to this certificate.

This counseling session was conducted by Internet.

Date: 04-29-2010

By /s/STEVE STOUT

Name STEVE STOUT

Title Counselor

\* Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEBRASKA

IN RE:

NICOLE F. ROSSITTO,

Debtor.

CHAPTER 13 PROCEEDING

CASE NO. BK10-8

**VERIFICATION OF MATRIX**

The debtor, Nicole F. Rossitto, verifies that the Matrix attached hereto and incorporated herein by reference is true and correct to the best of her information and knowledge.

DATED: June 15, 2010

  
/s/ Nicole F. Rossitto  
Nicole F. Rossitto

Bank of the West  
POB 4000  
Alameda CA 94501

First Nebraska Educator's Credit Union  
4203 South 120<sup>th</sup> Street  
Omaha NE 68137

Nebraska Furniture Mart  
c/o Jennifer J Taylor  
Attorney at Law  
8712 West Dodge Rd, #400  
Omaha NE 68114

Michael A Rossitto  
13330 Larimore Avenue, #113  
Omaha NE 68164

Wells Fargo Educational Services  
POB 5185  
Sioux Falls SD 57117

HSBC  
POB 60147  
City of Industry CA 91716

U S Bank  
POB 1800  
St Paul MN 55101

U S Bank  
POB 790408  
St Louis MO 63179

UNMC  
c/o ACS  
POB 27238  
Omaha NE 68127

FIA Card Services  
c/o RAB Inc  
POB 1022  
Wixom MI 48393

Lowe's  
POB 530914  
Atlanta GA 30353

Lowe's  
c/o Allied Interstate  
POB 1962  
Southgate MI 48195

HSBC  
POB 60119  
City of Industry CA 91716

Fort Street Veterinarian  
14345 Fort Street, #500  
Omaha NE 68164

Discover  
POB 6103  
Carol Stream IL 60197

Citi Diamond  
Box 6500  
Sioux Falls SD 57117

Citi Cards  
POB 688901  
Des Moines IA 50368

Capital One Bank  
4851 Cox Road  
Glen Allen VA 23060

Precision Recovery Analytics  
c/o Bonded Collection Corporation  
POB 1022  
Wixom MI 48393

Bank of America  
POB 851001  
Dallas TX

Citicorp Credit Services Inc  
Allianceone Receivables Management Inc  
POB 3107  
Southeastern PA 19398

Alegen Health  
Bergan Mercy Hospital  
Dept 0985  
POB 3366  
Omaha NE 68176

Michael Lustgarten  
Attorney at Law  
1625 Farman Street, #900  
Omaha NE 68102

Douglas County Attorney  
428 Hall of Justice  
Omaha NE 68183

Douglas County Treasurer  
H03 Civic Center  
Omaha NE 68183



IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF NEBRASKA

IN RE:

CHAPTER 13 PROCEEDING

NICOLE F. ROSSITTO,

CASE NO. BK10-8

Debtor.

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**DISCLOSURE OF COMPENSATION PURSUANT TO 11 U.S.C. §329  
AND BANKRUPTCY RULE 2016(b)**

I, Albert P. Burnes of Burnes Law Office, certify that I am the attorney for the above-referenced debtors and that the compensation paid or agreed to be paid to me for services rendered or to be rendered in behalf of the debtors in connection with a case under Title 11 of the United States Code, such payment or agreement having been made after one (1) year before the date of the filing of the Voluntary Petition is as follows:

\$726.00 - paid, \$180.00 per hour from January 1, 2009 forward for attorney time (or attorney's current billing rate at the time services are rendered) and \$90.00 per hour from January 1, 2009 forward for para-legal time (or paralegal's current billing rate at the time services are rendered), and all fees and costs, that the source of the compensation paid is Wages. I have not agreed to share this compensation with any other person.

DATED: July 15, 2010

BY: /S/ Albert P. Burnes  
Albert P. Burnes, 18537  
Of BURNES LAW OFFICE  
Attorney for the debtors  
11920 Burt Street, Suite 155  
Omaha, NE 68154-1598  
Telephone No. (402) 344-0880  
Telefax No. (402) 344-0270